

E.O.
#16
4-25-01

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number:
KLR:7146.008

RECEIVED

In re Application of Westerman, Larry

Application Number: 08/985,576

Filed: 12/05/97

APR 20 2001

For: DOCUMENT CLASSIFICATION SYSTEM

Technology Center 2600

Group Art Unit 2721

Examiner: Desire, G

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, March, 27, 2001 rejecting claims: 1-5, 7-14, and 16-36

The fee for this Notice of Appeal is (37 C.F.R. 1.17(b):

\$620

- ☐ Applicant claims small entity status. Se 37 C.F.R. 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-1550 have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 C.F. R. 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the:

- ☐ applicant.
- ☐ assignee of record of the entire interest.
- ☒ attorney or agent of record.
- ☐ attorney or agent acting under 37 CFR 1.34(a)
Registration number if acting under 37 CFR 1.34(a)_____

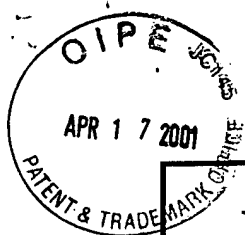
Signature

Kevin L. Russell - Reg. # 38,292

Typed or printed name

April 17, 2001

Date



4-19-01

8 AF
GP2721 w

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	08/985,576	
	Filing Date	12/5/97	
	First Named Inventor	Westerman, Larry	
	Group Art Unit	2721	
	Examiner Name	Desire, G.	
Total Number of Pages in this Submission	18	Attorney Docket Number	KLR:7146.008

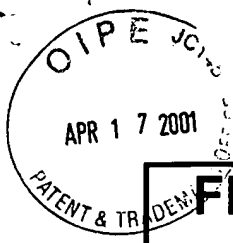
RECEIVED

APR 20 2001

Technology Center 2600

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached (\$620) <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit(s)/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part(s)/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an application) <input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition To Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) 1. Confirmation Postcard
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual Name	Kevin L. Russell, Reg. No. 38,292 Chernoff, Vilhauer, McClung & Stenzel, LLP		
Signature			
Date	April 17, 2001		
CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL630674625US in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date.			
Type or print name	Kevin L. Russell		
Signature -		Date	April 17, 2001



FEE TRANSMITTAL for FY 2001 <i>Patent fees are subject to annual revision.</i>				Complete If Known	
				Application No.	08/985,576
				Filing Date	12/05/97
				First Named Inventor	Westerman, Larry
				Examiner Name	Desire, G.
				Group/ Art Unit	2721
TOTAL AMOUNT OF PAYMENT				\$620	Atty. Docket No. KLR:7146.008
METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)	
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge the indicated fees and credit any over payments to:				3. ADDITIONAL FEES	
Deposit Account Number 03-1550				Large Entity Small Entity	
Deposit Account Name Chernoff Vilhauer McClung & Stenzel					
<input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 & 1.17					
2. <input checked="" type="checkbox"/> Payment Enclosed					
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other					
FEE CALCULATION					
1. BASIC FILING FEE					
Large Entity Small Entity					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					\$0
2. EXTRA CLAIM FEES					
Total Claims -20* = 18 X Fee from below 18 = Fee Paid					
Indep. Claims -3* = 80 X Fee from below 80 = Fee Paid					
Multiple Dependent					
*or number of previously paid, if greater. For reissues, see below.					
Large Entity Small Entity					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	*Reissue independent claims over original patent	
SUBTOTAL (2)					\$0
				3. ADDITIONAL FEES	
				Large Entity Small Entity	
				Fee Code	Fee (\$)
				105	130
				205	65
				Surcharge - late filing fee or oath	
				127	50
				227	25
				Surcharge-late provisional filing fee or cover sheet	
				139	130
				139	130
				Non-English specification	
				147	2,520
				147	2,520
				For filing a request for reexamination	
				112	920*
				112	920*
				Requesting publication of SIR prior to Examiner action	
				113	1840*
				113	1840*
				Requesting publication of SIR after Examiner action	
				115	110
				215	55
				Extension for reply within first month	
				116	390
				216	195
				Extension for reply within second month	
				117	890
				217	445
				Extension for reply within third month	
				118	1,390
				218	695
				Extension for reply within fourth month	
				128	1,890
				228	945
				Extension for reply within fifth month	
				119	310
				219	155
				Notice of Appeal	
				120	310
				220	155
				Filing a brief in support of an appeal	
				121	270
				221	135
				Request for oral hearing	
				138	1,510
				138	1,510
				Petition to institute a public use proceeding	
				140	110
				240	55
				Petition to revive - unavoidable	
				141	1,240
				241	620
				Petition to revive - unintentional	
				142	1,240
				242	620
				Utility issue fee (or reissue)	
				143	440
				243	220
				Design issue fee	
				144	600
				244	300
				Plant issue fee	
				122	130
				122	130
				Petitions to the Commissioner	
				123	50
				123	50
				Petitions related to provisional applications	
				126	180
				126	180
				Submission of Information Disclosure Statement	
				561	40
				561	40
				Recording each patent assignment per property (times number of properties)	
				146	710
				246	355
				Filing a submission after final rejection (37 C.F.R. 1.129(a))	
				149	710
				249	355
				For each additional invention to be examined (37 C.F.R. 1.129(b))	
				179	710
				279	355
				Request for Continued Examination (RCE)	
				169	900
				169	900
				Request for expedited examination of a design application	
				Other fee (specify)	
SUBTOTAL (3)					\$620
SUBMITTED BY				Complete (if applicable)	
Name (print type) Kevin L. Russell		Reg. No. 38,292		Telephone (503) 227-5631	
Signature		Date		4/17/01	